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DEC 1 3 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. Serial No.: 09/445,517

Confirmation No.: 1018

Inventors:

Bradford J. DUFT et al.

1645

Filed:

December 6, 1999

xaminer:

TC/A.U.:

S. J. N. Devi

Title:

Methods for Treating Obesity

atty. Docket: 18528.230 – 235/013 US

RESPONSE TO ELECTION OF SPECIES REQUIREMENT UNDER 35 U.S.C. \$121

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria VA 22313-1450

Sir:

This is in response to the requirement for the election of species mailed October 26, 2005 in connection with the above-identified application. Filed herewith is a Petition and fee for a one-month extension of time, thereby extending the deadline for response to December 26, 2005. Accordingly, this response is timely filed.

Applicants hereby elect (d) SEQ ID NO: 14. The elected species reads upon currently pending claims 23, 24, 27, 29-34, 37-39, 41, 45, 49, and \$3-57. As the Patent Office has noted, upon allowance of a generic claim, Applicants will be entitled to consideration of claims to additional species which are written in dependent form of otherwise include all the limitations of an allowed generic claim as provided by 37 CFR §1.141.

Should the Examiner have any remaining questions regarding the subject invention or its patentability, Applicants encourage the Examiner to contact the undersigned to answer such questions or provide additional information.

Applicants believe no further fees are due with this response. No fees are believed due for this submission. However, if a fee is due, the Commissioner is hereby authorized to charge payment of any fees associated with this communication, to Applicant's Deposit Account No. 010535. Additionally, the Commissioner is hereby authorized to charge payment or credit overpayment of any fees during the pendency of this application to Applicant's Deposit Account No. 010535.

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. 1.8

I hereby certify that this paper (along with anything referred to as being attached or endlosed) is being facsimile transmitted to the USPTO at facsimile number (571) 273-8300, addressed to the Commissioner for Patents, 22313-1450, on the date shown below

ecemb Date of Deposit

Name of Person Mailing Paper

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USSN 09/445,517 Atty Docket No. 18528.230 – 235/013US

Respectfully submitted,

AMYLIN PHARMACEUTICALS, INC.

Dated: 13 December 2005

Karen R. Zachow, Ph.D. Registration No. 46,332

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